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CITY OF COLFAX, CIVIL SERVICE COMMISSION

In re the Discharge of Chief Rick McNannay,

NO. 09-2-05647-6

DECLARATION OF CHRISTINE
MATHIS

Christine Mathis declares under the penalty of perjury, per the laws of the State of Washington, as follows:

1. I am over the age of 18 and am competent to testify to the matters herein and have personal knowledge the same.
2. I am the Finance Director and Interim City Administrator for the City of Colfax, Washington ("City").
3. As the Interim City Administrator, I am the supervisor of the department heads.
4. Clear Risk Solutions ("Clear Risk") is a third-party administrator for the City's insurance carrier, Cities Insurance Association of Washington (CIAW). Included in the City's premiums to CIAW is access to various programs administered by Clear Risk, including workplace investigations.
5. The City has utilized the workplace investigations program provided by

ORIGINAL

1
2 Clear Risk on multiple occasions in making both hiring and firing decisions
3 with no voiced concerns by either the City Council or the Civil Service
4 Commission.
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6 6. I am aware that Chief McNannay applied to positions at College Place in
7 2017 and at Whitcom.
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9 7. Shortly after being hired as City Finance Director in 2015, it became clear
10 that Chief McNannay had not turned in his budget for the Police
11 Department.
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13 8. Chief McNannay failed to submit his budget at the beginning of September
14 of 2015, when the budget was due. Things became heated in early
15 November when Chief McNannay had still failed to submit his budget—
16 which was due two months prior. It was only after former City
17 Administrator, Mike Rizzitiello, admonished Chief McNannay to submit his
18 budget that he begrudgingly did so.
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23 9. Budget issues continued to be an ongoing problem for the Police
24 Department under Chief McNannay's control. Even though the Police
25 Department continuously received yearly budget increases, the Police
26 Department continued to mismanage the budget, going over budget yearly.
27 Examples of budget mismanagement include spending four to five times the
28 yearly budget on part-time officers when there were fulltime officers
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available to fill all shifts.

10. The reason the City wished to change Chief McNannay's status to exempt was to control his overtime and his inability to manage the Police Department within budget.
11. On or about June 4, 2017, Mayor Vanek called me into his office to inquire as to whether Mr. McNannay could receive payment for working the WSU games as an exempt employee.
12. I was unaware that Mr. McNannay executed a written contract with WSU, on behalf of the City, to perform security work for their football games prior Chief McNannay's wage claim. Prior to the meeting, I asked McNannay multiple times if there was an actual written contract. Mr. McNannay denied there was any written contract.
13. In response to the Mayor's inquiry on June 4, 2017, I told both the Mayor and Mr. McNannay that the City could not pay overtime to exempt employees. Instead, I told Mr. McNannay if he were to do the work as an independent contractor, he could possibly get paid for the WSU games. I never told Mr. McNannay that the City would simply "pass-through" any payment it received from WSU.
14. Mr. McNannay never discussed the November 2017 contract with Whitman County Public Hospital with me prior to signing it on behalf of the City.

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15. At least once, an officer was so exhausted from working the WSU football games, that officer could not work his shift for the City, thus leaving the City without police coverage.

DATED this 26 day of June, 2019, at Colfax, Washington.

By Christine Mathis
CHRISTINE MATHIS

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CERTIFICATE OF SERVICE

I hereby certify that I caused to be served a true and correct copy of the foregoing by the method indicated below and addressed as follows:

Storey & Miller	<u> </u>	U.S. Mail
505 W. Riverside, Suite 500	<u> X </u>	Hand-Delivered (Original)
Spokane, WA 99201	<u> </u>	Overnight Mail
	<u> </u>	Email
 Robert A. Dunn	<u> </u>	U.S. Mail
Alexandria T. Drake	<u> </u>	Hand-Delivered
Dunn & Black, P.S.	<u> </u>	Overnight Mail
111 N. Post, Suite 300	<u> X </u>	Email
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 Leslie Cloaninger	<u> X </u>	U.S. Mail
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 Rob Aucutt	<u> X </u>	U.S. Mail
<u> </u>	<u> </u>	Hand-Delivered
Colfax, WA 99111	<u> </u>	Overnight Mail
	<u> X </u>	Email

Dated this 26th day of June, 2019.

Bonita Felgenhauer
Bonita Felgenhauer